

Associations around the Gulf Coast and solicited their help in spreading the word to the shipping companies about the rule. In addition, NOAA consulted with, and received approval from, the State of Florida. NOAA will continue to consult, as appropriate, with all relevant parties during the pendency of this rule.

End of Environmental Assessment

Executive Order 12866

The Office of Management and Budget (OMB) has concurred that this rule is not significant within the meaning of Section 3(f) of Executive Order 12866.

Executive Order 12612: Federalism Assessment

NOAA has concluded that this regulatory action does not have sufficient federalism implications sufficient to warrant preparation of a federalism assessment under Executive Order 12612.

Regulatory Flexibility Act

This regulatory action if adopted as proposed is not expected to have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, and the Assistant General Counsel for Legislation and Regulation of the Department of Commerce has so certified to the Chief Counsel for Advocacy of the Small Business Administration.

This proposed rule would make permanent the temporary prohibition on anchoring by vessels 50 meters or greater in registered length in a relatively small, sensitive area. Alternative anchoring sites for vessels subject to this regulation are within close proximity, which should mitigate any potential economic impact on such vessels since the cost of the time and fuel to maneuver to this area and the additional time and labor in letting out and pulling in the anchor chain should be minimal. Vessels smaller than 50 meters in registered length have not been documented as having caused injury or loss of living coral on Tortugas Bank and, therefore, would not be subject to this rule's prohibition. Accordingly, an initial Regulatory Flexibility Analysis was not prepared.

Paperwork Reduction Act

This proposed rule would not impose an information collection requirement subject to review and approval by OMB under the Paperwork Reduction Act of 1980, 44 U.S.C. 3500 et seq.

List of Subjects in 15 CFR Part 922

Administrative practice and procedure, Coastal zone, Education, Environmental protection, Marine resources, Natural resources, Penalties, Recreation and recreation areas, Reporting and recordkeeping requirements, Research.

(Federal Domestic Assistance Catalog Number 11.429, Marine Sanctuary Program)

Dated: February 5, 1998.

Captain Evelyn J. Fields,

Deputy Assistant Administrator for Ocean Services and Coastal Zone Management.

Accordingly, for the reasons set forth above, 15 CFR Part 922, Subpart P is proposed to be amended as follows:

PART 922—[AMENDED]

1. The authority citation for Part 922 continues to read as follows:

Authority: 16 U.S.C. 1431 *et seq.*

Subpart P—Florida Keys National Marine Sanctuary

1. Section 922.164 is amended by adding the following paragraph (g) as follows:

§ 922.164 Additional activity regulations by Sanctuary area.

* * * * *

(g) *Anchoring on Tortugas Bank.* Vessels 50 meters or greater in registered length are prohibited from anchoring on the Tortugas Bank. The coordinates of the area on the Tortugas Bank, west of the Dry Tortugas National Part, closed to anchoring by vessels 50 meters or greater in registered length are:

- (1) 24°45.75'N 82°54.40'W
- (2) 24°45.60'N 82°54.40'W
- (3) 24°39.70'N 83°00.05'W
- (4) 24°32.00'N 83°00.05'W
- (5) 24°37.00'N 83°06.00'W
- (6) 24°40.00'N 83°06.00'W

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DEPARTMENT OF LABOR

Mine Safety and Health Administration

30 CFR Part 75

Self-Rescue Devices; Use and Location Requirements

AGENCY: Mine Safety and Health Administration, (MSHA) Labor.

ACTION: Extension of comment period.

SUMMARY: Due to issues involving the use of Self-Contained Self-Rescuer's

(SCSR), MSHA is extending the comment period on its draft policy letter (PPL) relating to the approval guidelines for storage plans for Self-Contained Self-Rescue (SCSR) Devices in underground coal mines.

DATES: Submit all comments on or before April 13, 1998.

ADDRESSES: Comments may be transmitted by electronic mail, fax or mail. Comments by electronic mail must be clearly identified as such and sent to this e-mail address: comments@msha.gov. Comments by fax must be clearly identified as such and sent to: Mine Safety and Health Administration, Office of Standards, Regulations and Variances, 703-235-5551. Send mail comments to: Mine Safety and Health Administration, Office of Standards, Regulations and Variances, Room 631, 4015 Wilson Boulevard, Arlington, Virginia 22203-1984. Interested persons are encouraged to supplement written comments with computer files or disks; please contact the Agency with any questions about format.

FOR FURTHER INFORMATION CONTACT: Milton D. Conley, Division of Health, Coal Mine Safety and Health, (703) 235-1358.

SUPPLEMENTARY INFORMATION: On September 26, 1997, (62 FR 50541), MSHA published a notice in the **Federal Register** requesting comments on a draft policy letter (PPL) relating to the approval guidelines for storage plans for Self-Contained Self-Rescue (SCSR) Devices in underground coal mines. MSHA published the notice to voluntarily afford an opportunity for interested persons to comment on the PPL before its anticipated issuance and effective date.

The comment period was scheduled to close on February 23, 1998; however, in response to commenters' requests for additional time to prepare their comments, MSHA is extending the comment period until April 13, 1998. The Agency believes that this extension will provide sufficient time for all interested parties to review and comment on the draft policy. All interested parties are encouraged to submit their comments on or prior to April 13, 1998.

Dated: February 5, 1998.

J. Davitt McAteer,

Assistant Secretary for Mine Safety and Health.

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